

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

CONFIRMATORY ORDER OF TAKING

WHEREAS, the Boston Redevelopment Authority, in accordance with G.L. c. 121B and its predecessor statute G.L. c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 8072, page 276, an Order of Taking, dated September 15, 1966, concerning and describing the SOUTH COVE URBAN RENEWAL AREA, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof;

WHEREAS, the Boston Redevelopment Authority, in accordance with G.L. c. 121B and its predecessor statute G.L. c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 9408, page 216, an Order of Taking dated March 20, 1980, concerning and describing the property subject to this order;

WHEREAS, the Boston Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by G.L. c. 79, §40; and

WHEREAS, the New England Medical Center has released the Boston Redevelopment Authority, its successors and assigns of and from any and all future claims, suits or actions for damages or hardship which had or might arise as a result of this taking.

NOW, THEREFORE, BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of said c. 121B and all other authority thereunto enabling and pursuant to the applicable provisions of said c. 79, and of any and every power and authority to it, granted or implied, hereby takes for itself in fee simple by eminent domain, for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in ANNEX A, together with any and all easements and rights appurtenant hereto, including any trees, buildings and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to property taken hereby, provided such fee is a part of said property, except any and all easements of travel in and to any and all public streets, highways and public ways in said area or areas and contiguous and adjacent thereto.

AND FURTHER ORDERED that in accordance with the provisions of said c. 79, as amended, awards are made by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any and all interest in each parcel described in ANNEX A and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B, which ANNEX B is not to be recorded in the Registry of Deeds with the Order of Taking.

AND FURTHER ORDERED that the Secretary of the
Boston Redevelopment Authority cause this instrument of Taking
to be recorded in the office of the Suffolk County Registry of Deeds.

IN WITNESS WHEREOF, we the following members of the
Boston Redevelopment Authority have caused the corporate seal
of the Authority to be hereto affixed and these presents to be
signed in the name and behalf of the Boston Redevelopment Authority.

DATED: JUL 17 1980

BOSTON REDEVELOPMENT AUTHORITY

By:

Richard L. Francis
James L. Colbert
James L. Roberts
James L. Colbert

ATTEST:

Klaus J. Jurek
Secretary of the Boston Redevelopment Authority

Approved as to form:

Ronda S. Canter
Ronda S. Canter, Assistant General Counsel

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

SOUTH COVE URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following parcel of land is taken by this Order:

Beginning at a point on the proposed southerly line of Stuart Street, which point is 152.61 feet westerly of the point of intersection of tangents between Washington Street and the proposed southerly sideline of Stuart Street, said point of intersection itself being 104.03 feet westerly of the existing granite monument at the southeasterly corner of the intersection between Washington Street and Kneeland Street, all as shown on the plan referred to below;

thence south $26^{\circ}-00'-04''$ east, 21.73 feet;

thence south $3^{\circ}-37'-17''$ east, 64.47 feet;

thence south $24^{\circ}-27'-03''$ west, 51.90 feet;

thence north $65^{\circ}-32'-57''$ west, 37.00 feet;

thence north $24^{\circ}-27'-03''$ east, 40.00 feet;

thence north $65^{\circ}-14'-44''$ west, 134.73 feet;

thence north $82^{\circ}-02'-27''$ west, 0.25 feet;

thence running along a portion of the land formerly constituting Dore Street and along other land of Grantor north $19^{\circ}-02'-02''$ east, 47.74 feet;

thence running along the proposed sideline of Stuart Street, south $82^{\circ}-32'-59''$ east, 135.30 feet to the point of beginning.

The property contains 12,846 square feet, more or less, and is shown on a plan entitled, "PARCEL P-7b PLAN BOSTON (SUFFOLK COUNTY), MASSACHUSETTS," prepared by Universal Engineering Corporation, Boston, Mass., dated November 20, 1979, and recorded herewith.

The owner of the parcel hereby taken is the New England Medical Center Hospital.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

SOUTH COVE URBAN RENEWAL AREA

AWARD OF DAMAGES

No Award is to be made with this Order of Taking.